IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

FRIDAY, THE 15TH DECEMBER 2006 / 24TH AGRAHAYANA 1928

WP(C).No. 30253 of 2006(B)

PETITIONER:

SAM SELVAKUMAR,
(ENGINE DRIVER, FISHERES DEPARTMENT,
KAVERI FISHERIES STATION, VIZHINJAM,
THIRUVANANTHAPURAM), T.C.41/2480, APSARA COTTAGE,
THOTTAM, KAMALESWARAM WARD, MANACAUD P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.SABU S.KALLARAMOOLA

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY SECRETARY TO GOVERNMENT,
FISHERIES DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF FISHERIES,
DIRECTORATE OF FISHERIES, VIKAS BHAVAN,
THIRUVANANTHAPURAM.

3. THE ASSISTANT DIRECTOR OF FISHERIES,
FISHERIES STATION, VIZHINJAM, THIRUVANANTHAPURAM.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 30253 OF 2006

Dated this the 15th December, 2006.

JUDGMENT

The petitioner was employed as Engine Driver in the Fisheries Department on contract basis for the period 1997-98. It is stated that during that period he was paid emoluments in the pay scale of Rs.1600-2660. Subsequently revised pay scales were introduced enhancing the scale of pay to Rs.5250-8150 with effect from 1997. But the petitioner was not paid the difference in pay. According to the counsel for the petitioner representations filed by the petitioner have not evoked any response. In the above circumstances this writ petition has been filed seeking for a direction to the respondents to sanction and disburse all eligible pay revision arrears to the petitioner. It is pointed out that similarly situated persons who had approached this Court by filing o.P.15256/2002 were paid the enhanced rate of emoluments by the respondents pursuant to orders of this Court in I.A.10626/2003.

2. It is seen that Ext.P2 representation had been filed by the petitioner before the second respondent on 16.8.2004.

3. Having heard counsel for the petitioner and Govt.Pleader for the respondents, I am inclined to dispose

of the writ petition issuing appropriate directions to the second respondent.

4. In the circumstances there shall be an order to the second respondent to consider Ext.P2 in the light of the averments made in the writ petition as well and to pass appropriate orders within two months on the petitioner producing a copy of the judgment along with a copy of the writ petition. Amounts found due to the petitioner based on orders thus passed shall be disbursed to him without any delay.

K.K.DENESAN
Judge

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